

§ 7540. Conclusive presumption as child of marriage; exceptions, CA FAM § 7540

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West's Annotated California Codes  
Family Code (Refs & Annos)  
Division 12. Parent and Child Relationship (Refs & Annos)  
Part 2. Presumption Concerning Child of Marriage and Genetic Testing to Determine Parentage (Refs & Annos)  
Chapter 1. Child of Wife Cohabiting with Husband (Refs & Annos)

West's Ann.Cal.Fam.Code § 7540

§ 7540. Conclusive presumption as child of marriage; exceptions

Effective: January 1, 2019

[Currentness](#)

(a) Except as provided in [Section 7541](#), the child of spouses who cohabited at the time of conception and birth is conclusively presumed to be a child of the marriage.

(b) The conclusive marital presumption in subdivision (a) does not apply if the court determines that the husband of the woman who gave birth was impotent or sterile at the time of conception and that the child was not conceived through assisted reproduction.

**Credits**

(Added by [Stats.2018, c. 876 \(A.B.2684\)](#), § 5, eff. Jan. 1, 2019.)

[Notes of Decisions \(171\)](#)

West's Ann. Cal. Fam. Code § 7540, CA FAM § 7540

Current with urgency legislation through Ch. 1 of 2024 Reg.Sess. Some statute sections may be more current, see credits for details.

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